

# United States Department of Agriculture,

OFFICE OF THE SECRETARY.

## NOTICE OF JUDGMENT NO. 1586.

(Given pursuant to section 4 of the Food and Drugs Act.)

### ADULTERATION OF TOMATO PULP.

On November 3, 1911, the United States Attorney for the Southern District of New York, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district libels for the seizure and condemnation of 50, 50, 416, 100, and 100 cases of tomato pulp remaining unsold in the original unbroken packages and in the possession of Harris, Glackman & Co., H. Von Lubken & Co., S. L. Bruck & Sons, and M. Weisman, respectively, all of New York, N. Y., alleging that the product had been shipped on or about September 27, 1911, by B. S. Ayars & Sons Co., Bridgeton, N. J., and transported from the State of New Jersey into the State of New York, and charging adulteration in violation of the Food and Drugs Act. The various consignments of the product were marked respectively, "Harris & Glackman, 3884 Park Avenue, New York City," (two consignments), "H. Von Lubken & Company, 893 East 134th Street, New York City.", "S. L. Bruck & Sons" and "M. Weisman, 2030 First Avenue, New York City."

Adulteration of the product was alleged in the libel for the reason that it consisted in whole or in part of a filthy and decomposed vegetable substance, containing bacteria, yeasts and spores, and mold filaments.

On March 14, 1912, no claimant having appeared for the property, a decree of condemnation and forfeiture was entered, and it was further ordered that the product should be destroyed by the United States marshal.

W. M. HAYS,

*Acting Secretary of Agriculture.*

WASHINGTON, D. C., *June 13, 1912.*